

LISTING OF THE CLAIMS

This listing of claims will replace all prior versions, and listings, of claims in the application:

1. (*Currently Amended*) A cup holder for holding a cup on a shopping cart, comprising:
a fixed size ring having a size and shape suitable for receiving the cup, wherein the ring has an inner surface a portion of which is flat such that the ring is configured to compress the cup along the flat portion of the ring thereby contributing to retaining the cup in the cup holder;

a support member attached to the ring and having a portion being substantially horizontal for providing vertical support for the cup;

a ~~bracket~~ clip coupled to the cup holder located on at least one of the ring and the horizontal support member for supporting the cup holder on the shopping cart in a particular position; and

the ~~bracket~~ clip extending substantially downward from and substantially perpendicular to an opening formed by the ring and being shaped to obtain a retaining force acting between the ~~bracket~~ clip and the shopping cart to contribute to maintaining the cup holder in the specified position.

2. (*Currently Amended*) The cup holder according to claim 1, wherein the ~~bracket~~ clip is in the shape of an elongated hook, an elongated portion of the ~~bracket~~ clip providing a resilient retaining force applied between the shopping cart and the cup holder to retain the cup holder in the specified position.

3. (*Currently Amended*) The cup holder according to claim 1, wherein the ~~bracket~~ clip further comprises a resilient member that provides a retaining force between the cup holder and the shopping cart when the cup holder is placed on the shopping cart.

4. (*Original*) The cup holder according to claim 1, wherein the horizontal support member has an annular shape.

Claims 5-6: (Canceled).

7. (*Withdrawn*) The cup holder according to claim 1, further comprising:
an attachment structure on the bracket for cooperating with the bracket to attach the cup holder to the shopping cart; and
an attachment device cooperative with the attachment structure to secure the cup holder to the shopping cart.

8. (*Withdrawn*) The cup holder according to claim 7, wherein the attaching device and the attachment structure are releasably cooperative.

9. (*Withdrawn*) The cup holder according to claim 1, wherein the bracket is shaped to attach to a handle of the shopping cart.

10. (*Withdrawn*) The cup holder according to claim 9, wherein the bracket attaches to a portion of the handle that includes a bend.

11. (*Withdrawn*) The cup holder according to claim 9, wherein the bracket is permanently affixed to the handle.

12. (*Withdrawn*) The cup holder according to claim 9, wherein the bracket is releasably coupled to the handle.

13. (*Withdrawn*) The cup holder according to claim 9, further comprising a bracket clamping mechanism for clamping the bracket to the handle.

14. (*Withdrawn*) The cup holder according to claim 13, further comprising:
a series of positioning elements in the clamping mechanism for receiving a cooperative positioning member located on the bracket, wherein the positioning member cooperates with at least one of the positioning elements to maintain the cup holder in a specified position when the clamping mechanism is clamped.

15. (*Currently Amended*) A cup holder for holding a cup on a shopping cart, comprising:

a ring shaped to receive and support the cup;

a ~~bracket~~ clip attached to the ring for supporting the cup holder on the shopping cart;

a handle coupled to at least one of the ring and the ~~bracket~~ clip to permit an individual to grasp and convey the cup holder; and

a support member in addition to the handle and attached to at least one of the ring and the clip and having a portion being substantially horizontal for providing vertical support for the cup.

16. (*Currently Amended*) The cup holder according to claim 15, wherein the ~~bracket~~ clip further comprises two resilient extensions for mounting on either side of a wall of the shopping cart.

17. (*Currently Amended*) The cup holder according to claim 16, wherein the extensions are separated by a dimension suitable to permit the ~~legs~~ extensions to apply a resilient force to the wall of the shopping cart to retain the cup holder on the shopping cart wall.

18. (*Currently Amended*) The cup holder according to claim 15, ~~further comprising a planar surface coupled to~~ wherein the ring has an inner wall a portion of which is flat for contributing to retaining the cup in the cup holder.

19. (*Original*) The cup holder according to claim 15, further comprising a protrusion on an upper portion of the cup holder defining a recess for receiving a lip of the cup to thereby contribute to retaining the cup in the cup holder.

20. (*New*) The cup holder according to claim 1, further comprising a handle in addition to the support member and coupled to at least one of the ring and the clip to permit an individual to grasp and convey the cup holder.